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SENATE BILL 194

43RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1997

INTRODUCED BY

MICHAEL S. SANCHEZ

FOR THE LEGISLATIVE HEALTH AND HUMAN SERVICES COMMITTEE

AN ACT

RELATING TO HEALTH; ESTABLISHING MINIMUM STAFFING RATIOS IN  
NURSING FACILITIES; CREATING DEFINITIONS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. NURSING FACILITIES--MINIMUM STAFFING RATIOS.--

A. Nursing facilities licensed pursuant to the provisions of Section 24-1-5 NMSA 1978 shall employ personnel sufficient to meet the care needs of each patient and shall provide minimum direct caregiver-to-resident ratios as follows:

(1) one direct caregiver per five residents during the day;

(2) one direct caregiver per ten residents during the evening; and

(3) one direct caregiver per fifteen residents at night.

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1           B. Nursing facilities licensed pursuant to the  
2 provisions of Section 24-1-5 NMSA 1978 shall employ personnel  
3 sufficient to meet the care needs of each patient and shall  
4 provide minimum nursing staff-to-resident ratios as follows:

5                   (1) one licensed nurse per fifteen residents  
6 during the day;

7                   (2) one licensed nurse per twenty-five  
8 residents during the evening; and

9                   (3) one licensed nurse per thirty-five  
10 residents at night.

11           C. For purposes of this section:

12                   (1) "direct caregiver" means a certified  
13 nursing assistant or certified nursing aide, licensed by the  
14 department of health, but does not include either of these  
15 persons when working as a trainee or when assigned to laundry or  
16 other support responsibilities; and

17                   (2) "licensed nurse" means a person licensed by  
18 the board of nursing and employed as a registered nurse,  
19 licensed practical nurse, certified nurse practitioner, clinical  
20 nurse specialist or certified registered nurse anesthetist when  
21 working as a nurse or nursing supervisor, but not when employed  
22 in an administrative capacity.

23           D. The number of direct caregivers and licensed  
24 nurses on duty at any given time shall be increased as necessary  
25 to meet the care needs of the patients and shall be posted

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plainly near each visitors' entrance of a nursing facility.

FORTY-THIRD LEGISLATURE  
FIRST SESSION, 1997

March 15, 1997

Mr. President:

Your PUBLIC AFFAIRS COMMITTEE, to whom has been referred

SENATE BILL 194

has had it under consideration and reports same WITHOUT  
RECOMMENDATION, and thence referred to the CORPORATIONS &  
TRANSPORTATION COMMITTEE.

Respectfully submitted,

\_\_\_\_\_  
Shannon Robinson, Chairman

Adopted \_\_\_\_\_

Not Adopted \_\_\_\_\_

(Chief Clerk)

(Chief Clerk)

FORTY- SECOND LEGI SLATURE  
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KEYBOARD(TYPE SLUGS)

Page 5

Date \_\_\_\_\_

The roll call vote was 6 For 0 Against

Yes: 6

No: 0

Excused: Smith, Vernon, Garcia

Absent: None

S0194PA1

1 FORTY-SECOND LEGISLATURE  
2 SECOND SESSION

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Page 6

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6 FORTY-THIRD LEGISLATURE  
7 FIRST SESSION, 1997

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10 March 19, 1997

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12 Mr. President:

13  
14 Your CORPORATIONS & TRANSPORTATION COMMITTEE, to whom  
15 has been referred

16  
17 SENATE BILL 194

18  
19 has had it under consideration and reports same with recommendation that  
20 it DO NOT PASS, but that

21  
22 SENATE CORPORATIONS & TRANSPORTATION COMMITTEE  
23 SUBSTITUTE FOR SENATE BILL 194

24  
25 DO PASS.

Respectfully submitted,

FORTY- SECOND LEGI SLATURE  
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KEYBOARD(TYPE SLUGS)

Page 7

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Roman M. Maes, III, Chair man

Adopted \_\_\_\_\_ Not Adopted \_\_\_\_\_  
(Chi ef Clerk) (Chi ef Clerk)

Date \_\_\_\_\_

The roll call vote was 8 For 0 Against

Yes: 8

No: 0

Excused: Fidel, Robi nson

Absent: None

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# **State of New Mexico House of Representatives**

**FORTY-THIRD LEGISLATURE  
FIRST SESSION, 1997**

**March 22, 1997**

**Mr. Speaker:**

**Your CONSUMER AND PUBLIC AFFAIRS COMMITTEE, to whom  
has been referred**

**SENATE CORPORATIONS AND TRANSPORTATION COMMITTEE  
SUBSTITUTE FOR SENATE BILL 194**

**has had it under consideration and reports same with  
recommendation that it DO PASS.**

**Respectfully submitted,**

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**Gary King, Chairman**

FORTY-THIRD LEGISLATURE  
FIRST SESSION, 1997

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Adopted \_\_\_\_\_ Not Adopted \_\_\_\_\_  
(Chief Clerk) (Chief Clerk)

Date \_\_\_\_\_

The roll call vote was 4 For 3 Against

Yes: 4

No: Crook, Dana, Johnson

Excused: Rios, Sandel, Vaughn

Absent: None

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